

**Amendment and Response under 37 C.F.R. 1.116**

Applicant: Dan Scott Johnson

Serial No.: 10/808,136

Filed: March 24, 2004

Docket No.: 200207099-1

Title: AUDIO/VIDEO COMPONENT NETWORKING SYSTEM AND METHOD

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**REMARKS**

The following Remarks are made in response to the Final Office Action mailed December 3, 2009, in which claims 1-6, 9-12, 14-17, 19, 21-29, and 34-39 were rejected.

With this Amendment, claim 29 has been cancelled without prejudice, and claims 12 and 17 have been amended to cancel one or more claims and correct informalities in the claims so as to present the claims in better form for consideration on appeal.

Claims 1-6, 9-12, 14-17, 19, 21-28, and 34-39, therefore, remain pending in the application and are presented for reconsideration and allowance.

**Claim Rejections under 35 U.S.C. § 102 and 35 U.S.C. § 103**

Claims 1, 3-6, 9-12, 15-17, 21-25, 29, and 34-39 are rejected under 35 U.S.C. 102(e) as being anticipated by Farrand, U.S. Publication No. 2003/0193619.

Claims 2, 14, and 19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Farrand, U.S. Publication No. 2003/0193619 in view of Margulis, U.S. Patent No. 6,263,503, and further in view of Liebenow, U.S. Patent No. 6,131,136.

Claim 26 is rejected under 35 U.S.C. 103(a) as being unpatentable over Francis et al., U.S. Publication No. 2004/0187152 in view of Farrand, U.S. Publication No. 2003/0193619.

Claims 27-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Francis et al., U.S. Publication No. 2004/0187152 in view of Farrand, U.S. Publication No. 2003/0193619, further in view of Liebenow, U.S. Patent No. 6,131,136.

Applicant respectfully traverses these rejections.

With this Amendment, claim 29 has been cancelled without prejudice. The rejection of claim 29 under 35 U.S.C. 102(e), therefore, is rendered moot.

Independent claim 1 includes, amongst other things and in the combination recited, **"a data manager adapted to identify related A/V program data and automatically transfer the A/V program data and the related A/V program data between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data,"** wherein **"an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system."**

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Independent claim 12 includes, amongst other things and in the combination recited, **"means for identifying related A/V program data and automatically transferring the A/V program data and the related A/V program between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data,"** wherein **"an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system."**

Independent claim 17 includes, amongst other things and in the combination recited, **"identifying related A/V program data and automatically transferring the A/V program data and the related A/V program between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data,"** wherein **"an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system."**

Independent claim 26 includes, amongst other things and in the combination recited, **"a data manager adapted to automatically transfer the available A/V program data between a memory and an archival storage system based on a sequential relationship of the available A/V program data,"** wherein **"earlier A/V program data is stored in the memory and later A/V program data is stored in the archival storage system."**

With respect to the cited references, Applicant submits that these references, individually or in combination, do not disclose an audio/video (A/V) component networking system as claimed in independent claim 1, do not disclose an audio/video (A/V) component networking system as claimed in independent claim 12, and do not disclose an audio/video (A/V) networking method as claimed in independent claim 17 including, amongst other things and in the combinations recited, identifying related A/V program data and automatically transferring the A/V program data and the related A/V program between a memory and an archival storage system based on a sequential relationship of the A/V program data and the related A/V program data, wherein an earlier of the A/V program data and the related A/V program data is stored in the memory, and a later of the A/V program data and the related A/V program data is stored in the archival storage system.

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In addition, Applicant submits that the cited references, individually or in combination, do not disclose an audio/video (A/V) component networking system as claimed in independent claim 26 including, amongst other things and in the combination recited, a data manager adapted to automatically transfer the available A/V program data between a memory and an archival storage system based on a sequential relationship of the available A/V program data, wherein earlier A/V program data is stored in the memory and later A/V program data is stored in the archival storage system.

In view of the above, Applicant submits that independent claims 1, 12, 17, and 26, and the dependent claims depending therefrom, are each patentably distinct from the cited references and, therefore, are each in a condition for allowance. Applicant, therefore, respectfully requests that the rejections under 35 U.S.C. 102(e) and 35 U.S.C. 103(a) be reconsidered and withdrawn, and that claims 1-6, 9-12, 14-17, 19, 21-28, and 34-39 be allowed.

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**CONCLUSION**

In view of the above, Applicant respectfully submits that pending claims 1-6, 9-12, 14-17, 19, 21-28, and 34-39 are all in a condition for allowance and requests reconsideration of the application and allowance of all pending claims.

Any inquiry regarding this Amendment and Response should be directed to either Reed J. Hablinski at Telephone No. (281) 514-7828 or Scott A. Lund at Telephone No. (612) 573-2006.

Respectfully submitted,

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